IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 7TH DECEMBER 2006 / 16TH AGRAHAYANA 1928

WP(C).No. 13995 of 2004(N)

PETITIONER:

P.C.JOY, PARAKKATTIL HOUSE,
PEECHANIKAD, PULIYANAM.P.O., ANGAMALY.

BY ADV. SRI.K.L.VARGHESE
SMT.SANTHA VARGHESE

RESPONDENTS:

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1. THE STATE OF KERALA REPRESENTED BY THE SECRETARY TTO GOVERNMENT, PUBLIC WORKS DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE SUPERINTENDING ENGINEER, PWD (ROADS AND BRIDGES) CENTRAL CIRCLE, ALUVA - 683 101.

3. THE SUPERINTENDING ENGINEER, IRRIGATION CENTRAL CIRCLE, THRISSUR.

4. THE DIRECTOR, VIGILANCE AND ANTI-CORRUPTION BUREAU, THIRUVANANTHAPURAM-695 004.

BY GOVERNMENT PLEADER SMT.N.SUDHA DEVI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1 NOTICE DT 6.11.02 ISSUED BY R2.

P2 LETTER DT 20.11.02 ISSUED TO R2.

P3 RELEVANT PORTION OF THE REPORT DT 31.8.99.

P4 RELEVANT PORTION OF THE DIRECTION OF R4 DT 18.12.99.

P5 ORDER DT 31.3.04 ISSUED BY R2.

P6 RELEVANT PROVISIONS OF THE PWD MANUAL.

P7 JUDGMENT DT 2.12.05.

P8 ORDER DT 26.7.06.

TRUE COPY

P.A. TO JUDGE

C.N. RAMACHANDRAN NAIR, J.

W.P. (C) No. 13995 OF 2004 N

Dated this the 7th day of December, 2006

J U D G M E N T

Petitioner is challenging Ext.P5 order of blacklisting. However, it is reported that the officers involved are absolved of the charges by Government Order dated 7.9.04. Another contractor involved is also exonerated on reconsideration under court direction.

Writ petition is disposed of directing 2nd respondent to take into account Government Orders in the case of exonerating officers of the Department and the 2nd respondent's order in respect of the other contractor and consider the petitioner's case afresh and pass orders, within two months from the date of production of a copy of this judgment, after hearing the petitioner.

(C.N. RAMACHANDRAN NAIR, JUDGE)

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